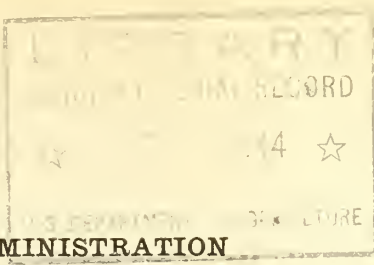


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WAR FOOD ADMINISTRATION

[WFO 73, Amdt. 3]

PART 1598—GENERAL REGULATIONS

CONTRACT SCHOOLS, MARINE HOSPITALS, AND
MARITIME ACADEMIES PERMITTED TO BUY
SET ASIDE AND RESTRICTED FOOD

War Food Order No. 73, as amended
(8 F.R. 7523; 8 F.R. 13879; 8 F.R. 15655;
9 F.R. 4319), issued by the War Food Ad-
ministrator, is hereby completely revised
and amended to read as follows:

§ 1598.1 *Purchase of set aside and re-
stricted food by contract schools, marine
hospitals, and maritime academies—*(a)
Definitions. For the purposes of this
regulation:

(1) "Contract school" means and in-
cludes any person who is feeding, pur-
suant to a written contract with an
agency of the United States, personnel
of the Armed Services of the United
States fed under the command of a com-
missioned or non-commissioned officer or
other authorized representative of the
Armed Services of the United States, and
who is specifically authorized in writing
by the Armed Service concerned to pur-
chase set aside and restricted food pur-
suant to this Order.

(2) "Armed Services of the United
States" means the Army, Navy, Marine
Corps, and Coast Guard of the United
States.

(3) "Set aside food" means that por-
tion of any of the foods listed in Sched-
ule A hereto held by any person pur-
suant to any War Food Order.

(4) "Restricted food" means that por-
tion of any food listed in Schedule B
hereto which the person restricted by a
War Food Order may sell without such
sales being charged against his quota
under the War Food Order.

(5) "Marine hospital" means a hos-
pital operated by the United States Pub-
lic Health Service pursuant to section
321 of the Public Health Service Act, ex-
cept the hospital at Carville, Louisiana.
A list of these hospitals is listed in Sched-
ule C.

(6) "Maritime academy" means any
one of the following institutions: Maine
Maritime Academy, Castine, Maine; New
York Maritime Academy, Bronx, New
York; California Maritime Academy,
Vallejo, California; Massachusetts Mari-
time Academy, Boston, Massachusetts;
Pennsylvania Maritime Academy, Phila-
delphia, Pennsylvania.

(7) "Person" means any individual,
partnership, corporation, association,
business trust, or any organized group of
persons, whether incorporated or not,
and includes the States and any subdivi-
sions thereof.

(8) "Director" means the Director of
Distribution, War Food Administration.

(b) *Purchases of set aside and re-
stricted food by contract schools.* Not-
withstanding the provisions of any War
Food Order now or hereafter issued, un-
less specifically prohibited therein, any
contract school may purchase any set
aside or restricted food from any person,
and any person may sell or deliver set
aside or restricted food to any contract
school, and such sales or deliveries may
be considered by the sellers in the same
manner as sales to the Armed Services
of the United States: *Provided*, That all
such purchases by such contract school
shall be made by written order or con-
tract containing the following certifi-
cates signed by an authorized represent-
ative of the contract school and by an
officer of the Armed Services of the
United States:

The undersigned certifies and represents to
the War Food Administration that he is the
_____ of _____
(Position held) (Name of university, etc.)
which is feeding _____

(Army, Navy, Marine Corps,
or Coast Guard)
personnel pursuant to contract No. _____
with _____ and that all
(Contracting Government
Agency)

of the items and quantities of food listed
hereon are required for and will be used in
feeding such personnel.

(Title)
I certify that _____ is
(Name of university,
school, etc.)

feeding _____ per-
(Army, Navy, Marine Corps, or
Coast Guard)

sonnel pursuant to contract No. _____ with
_____ and that the above
(Contracting Government
Agency)

individual has represented to me that all of
the food items and quantities listed hereon
are required for and will be used in feeding
such personnel.

(Officer's title)

All set aside and restricted food pur-
chased by contract schools shall be used
by such schools only for feeding person-
nel of the Armed Services of the United
States.

(c) *Purchases of set aside and restrict-
ed foods by marine hospitals.* Notwith-
standing the provisions of any War Food
Order now or hereafter issued, unless
specifically prohibited therein, any ma-
rine hospital may purchase any set aside
or restricted food from any person and
any person may sell or deliver set aside
or restricted food to any marine hospi-

tal and such sales or deliveries may be
completed by the sellers in the same
manner as sales to the War Shipping
Administration: *Provided*, That all such
purchases by such marine hospital shall
be made by written order or contract
containing the following certificate
signed by the Public Health Service offi-
cer in charge of such hospital:

The undersigned certifies and represents
to the War Food Administration that he is
the _____
(Position held)

of _____
(Hospital, name and address)

which is a marine hospital operated by the
United States Public Health Service pursuant
to the Public Health Service Act and that
all of the items and quantities of food listed
hereon are required for and will be used in
feeding patients at said hospital.

(Title)

The set aside listed foods purchased by
marine hospitals shall be used by such
hospitals only for feeding patients of
such hospitals.

(d) *Purchase of set aside and re-
stricted food by maritime academies.*
Notwithstanding the provisions of any
War Food Order now or hereafter is-
sued, unless specifically prohibited
therein, any maritime academy may
purchase any set aside or restricted
food from any person and any person
may sell or deliver set aside or restricted
food to any maritime academy, and such
sales may be considered by the sellers in
the same manner as the sales to the
War Shipping Administration: *Provided*,
That all such purchases of such mari-
time academies shall be made by writ-
ten order or contract containing the fol-
lowing certificate signed by the superin-
tendent in charge of the maritime
academy:

The undersigned certifies and represents to
the War Food Administration that he is the
superintendent of _____
(Name and address of mari-
time academy)

_____, and that all of the items and
time academy)

quantities of food listed hereon are required
for and will be used only for the feeding of
bona fide students and instructors at such
academy.

(Title)

All set aside and restricted foods pur-
chased by maritime academies shall be
used by such maritime academies only
for feeding bona fide students and in-
structors at such maritime academy.

(e) *Purchases from intermediate dis-
tributors.* A contract school, marine hos-
pital, or maritime academy may pur-

chase set aside and restricted food directly from the person required to set aside food or restricted by any food order, or may purchase such foods indirectly through jobbers, wholesalers, or other intermediate distributors. Where such purchases are made indirectly, the intermediate distributor shall make copies of the certificates provided in paragraphs (b), (c), and (d) hereof, certified by him to be correct. Any person may sell to any intermediate distributor the quantities of set aside food or restricted food covered by such certified copy furnished to him and may treat such sales in the same manner as sales made directly to a contract school, marine hospital, or maritime academy.

(f) *Records and reports.* (1) The Director shall be entitled to obtain such information from, and require such reports and keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(2) Every person receiving contracts or purchase orders containing certificates as provided in this order and every other person subject to this order shall maintain an accurate record for two years (or for such other period of time as the Director may designate) of his transactions involving set aside and restricted foods for contract schools, marine hospitals, and maritime academies.

(g) *Audits and inspections.* The Director shall be entitled to make such audit and inspection of the books, records, and other writings, premises, or stocks of food of any person participating in any transaction involving the purchase of set aside or restricted foods by contract schools, marine hospitals, or maritime academies and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(h) *Petition for relief from hardship.* Any person affected by this War Food Order who considers that compliance herewith would work an exceptional and unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to the Order Administrator, War Food Order No. 73, Office of the Director, Office of Distribution, War Food Administration, Washington 25, D. C. The petition shall be in writing, and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dis-

satisfied with the action taken by the Order Administrator on the petition, he may, by requesting the Order Administrator therefor, obtain a review of such action by the Director. The Director may, after such review, take such action as he deems appropriate, which action shall be final.

(i) *Violations.* The Director may prohibit any person who violates any provisions of this order from receiving, making deliveries of, or using any material listed in Schedule A or Schedule B hereof or as such schedules may hereafter be amended. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any or all applicable laws. Civil action may also be instituted to enforce any liability or duty created by or to enjoin any violation of any provision of this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this regulation shall, unless otherwise directed, be addressed to: Administrator, War Food Order 73, War Food Administration, Washington 25, D. C.

(k) *Territorial extent.* This order applies to all persons in the forty-eight States, the District of Columbia, and the territories and the possessions of the United States.

(l) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to amend the schedules to this order. The Director is authorized to redelegate to any person within the United States Department of Agriculture any or all of the authority vested in him by this order.

(m) *Reference to ship operators.* This order no longer applies to the acquisition of set aside and restricted food by ship operators. The acquisition of these foods for this purpose is controlled by War Food Order No. 74, as amended (9 F. R. 8002). Reference should be made to that order for all definitions and provisions regarding the supplying of food to ship operators.

(n) *Effective date.* This amendment shall be effective on August 17, 1944. With respect to violations of said War Food Order 73, as amended, rights accrued, or liabilities incurred prior to the effective date of this amendment, said War Food Order 73, as amended, shall be deemed to be in full force and effect for the purposes of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

NOTE: All record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 16th day of August 1944.

GROVER B. HILL,
First Assistant War Food Administrator.

SCHEDULE A

Set-aside foods:	Applicable War Food Order
American cheese.....	15
Beef.....	75-2
Dried skim milk.....	54
Rice.....	10
Butter.....	2

SCHEDULE B

Restricted foods:	
Cocoa products.....	25
Fats and oils products (excluding lard), (limited to salad and cooking fats, shortening and compounds, margarine, and soap (bar soap and soap powder)).....	42
Frozen dairy foods.....	8
Honey.....	47
Fluid milk, fluid cream, and milk by-products (fluid buttermilk, skim milk, flavored milk or drink or beverage containing more than 85% of milk; and cottage, pot or baker's cheese).....	79
Molasses.....	51
Spices.....	19
Tea.....	18

SCHEDULE C

MARINE HOSPITALS, U. S. PUBLIC HEALTH SERVICE

U. S. Marine Hospital, Baltimore, Md.
U. S. Marine Hospital, Boston, Mass.
U. S. Marine Hospital, Buffalo, N. Y.
U. S. Marine Hospital, Chicago, Ill.
U. S. Marine Hospital, Cleveland, Ohio.
U. S. Marine Hospital, Detroit, Mich.
U. S. Marine Hospital, Ellis Island, N. Y.
U. S. Marine Hospital, Evansville, Ind.
U. S. Marine Hospital, Fort Stanton, N. Mex.
U. S. Marine Hospital, Galveston, Tex.
U. S. Marine Hospital, Kirkwood, Mo.
U. S. Marine Hospital, Louisville, Ky.
U. S. Marine Hospital, Memphis, Tenn.
U. S. Marine Hospital, Mobile, Ala.
U. S. Marine Hospital, New Orleans, La.
U. S. Marine Hospital, New York, N. Y.
U. S. Marine Hospital, Norfolk, Va.
U. S. Marine Hospital, Pittsburgh, Pa.
U. S. Marine Hospital, Portland, Maine.
U. S. Marine Hospital, San Francisco, Calif.
U. S. Marine Hospital, Savannah, Ga.
U. S. Marine Hospital, Seattle, Wash.
U. S. Marine Hospital, Staten Island, N. Y.
U. S. Marine Hospital, Vineyard Haven, Mass.
U. S. Public Health Service Hospital, Sheepshead Bay, Brooklyn, N. Y.

War Food Administration,
Summary to WFO 73 Amendment 3.

The War Food Administration has amended War Food Order No. 73 (formerly Food Distribution Regulation No. 2) to authorize the purchase of designated set aside and restricted (quota exempt) foods by United States Marine hospitals and Maritime Academies.

The amendment, effective August 17th simply makes formal the relief already granted by special authorization to 5 Maritime Academies located in Castine, Me., Bronx, N. Y., Vallejo, Calif., Boston,

Mass., and Philadelphia, Pa., but includes Marine hospitals under the certificate purchase program for the first time. Marine hospitals operated by the United States Public Health Service have been given this special status because they are primarily for the treatment of members of the Merchant Marine and the armed services. The Marine hospital at Carville, La., which under act of Congress, admits civilian patients, is specifically excluded. A list of the hospitals included in the program is included in the order.

There are no changes in provisions of the order covering purchases of set aside and restricted foods by schools under contract for training military personnel. These contract schools have been operating under the order since it was issued originally in June, 1943, to facilitate the procurement of food.

Purchases may be made by the 3 groups directly from persons required to set aside the food, or indirectly through jobbers, wholesalers or intermediate distributors. Set aside and restricted foods included in the program are listed in the order.

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OFFICE OF DISTRIBUTION
WASHINGTON 25, D. C.

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WAR FOOD ADMINISTRATION

WFO. 73

AMDT. 4

NOV. 15, 1944

[WFO 73, Amdt. 4]

PART 1598—GENERAL REGULATIONS

CONTRACT SCHOOLS, MARINE HOSPITALS, AND MARITIME ACADEMIES PERMITTED TO BUY SET ASIDE AND RESTRICTED FOOD

Paragraph (e) of War Food Order No. 73, as amended (8 F.R. 7523, 13879, 15655, 9 F.R. 4319, 10036), is hereby amended to read as follows:

(e) *Purchases from intermediate distributors.* A contract school, marine hospital, or maritime academy may purchase set aside and restricted food indirectly through jobbers, wholesalers, or other intermediate distributors. Where such purchases are made, the in-

termediate distributor shall make copies of the certificate provided in paragraphs (b), (c), and (d) hereof, certified by him to be correct, and shall retain such copies in his records. Any person may sell to any intermediate distributor quantities of set aside food or restricted foods covered by the original certificate furnished to him by the intermediate distributor, who has endorsed his name and address upon it, and may treat such sales in the same manner as sales made directly to a contract school, marine hospital, or maritime academy.

This amendment shall be effective December 1, 1944. With respect to violations, rights accrued, liabilities incurred,

or appeals taken under War Food Order No. 73, as amended, prior to the effective date of this amendment, all provisions of said War Food Order No. 73, as amended, in effect prior to this amendment, shall be deemed to remain in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 15th day of November 1944.

ASHLEY SELLERS,
Assistant War Food Administrator.

War Food Administration

Summary to WFO-73 Amendment 4.

The War Food Administration has amended War Food Order No. 73 to re-

quire intermediate distributors who sell set aside and restricted foods to contract schools, Marine hospitals and Maritime academies to endorse the original purchase certificates received from these

institutions and pass them on to suppliers. Heretofore, certified copies of the certificates have been sufficient. The amendment is effective December 1, 1944.

WAR FOOD ADMINISTRATION

[WFO 73-2]

PART 1598—GENERAL REGULATIONS

REVISION OF SCHEDULES

Pursuant to the authority vested in me by the provisions of War Food Order No. 73, as amended (9 F.R. 10036), Schedules A and B to the order are hereby revised to read as follows:

SCHEDULE A

Set-aside foods:	Applicable War Food Order
American cheese.....	15
Beef.....	75-2
Pork.....	75-3
Dried skim milk.....	54
Rice.....	10
Butter.....	2

SCHEDULE B

Restricted foods:	Applicable War Food Order
Cocoa products.....	25
Fats and oils products (excluding lard), (limited to salad and cooking fats, shortening and compounds, margarine, and soap (bar soap and soap powder)).....	42
Frozen dairy foods.....	8
Honey.....	47
Fluid milk, fluid cream, and milk by-products (fluid buttermilk, skim milk, flavored milk or drink or beverage containing more than 85% of milk; and cottage, pot or baker's cheese).....	79
Molasses.....	51
Spices.....	19
Tea.....	18

This revision shall be effective on September 15, 1944.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 73, 8 F.R. 7523, 13879, 15655, 9 F.R. 4321, 4319, 10036)

Issued this 11th day of September 1944.

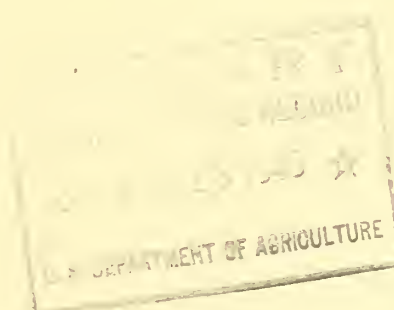
LEE MARSHALL,
Director of Distribution.

War Food Administration,
Summary to WFO-73.2.

The War Food Administration has added pork to the list of set-aside foods which may be purchased under War Food

Order No. 73 by marine hospitals, maritime academies, and schools under contract to train military personnel. Set-aside foods already included in the order are American cheese, beef, dried skim milk, rice and butter. Pork was added

by an amendment to the order, effective September 15, 1944. There is no change in the list of restricted (quota exempt) foods which may be purchased by these groups.



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WFO 73-3

MAR. 16, 1945

WAR FOOD ADMINISTRATION

[WFO 73-3]

PART 1598—GENERAL REGULATIONS

REVISION OF SCHEDULES

Pursuant to the authority vested in us by the provisions of War Food Order 73, as amended (9 F.R. 10036, 13741; 10 F.R. 103). Schedules A and C to that order are revised to add the following items thereto:

SCHEDULE A

Set-aside foods: *Applicable War Food Order*
Lard..... 75.3

SCHEDULE C

MARINE HOSPITALS, U. S. PUBLIC HEALTH SERVICE
U. S. Public Health Service Hospital, Fort Worth, Texas.

This revision shall be effective on March 23, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 73, 9 F.R. 10036, 13741, 10 F.R. 103)

Issued this 16th day of March 1945.

RALPH W. OLMSTEAD,
Director of Supply.

War Food Administration,
Summary to WFO 73-3.
WFO 73 Amended.

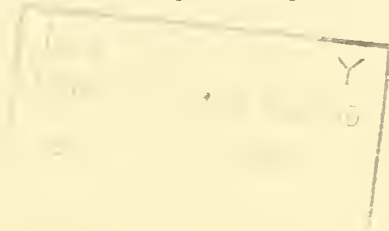
Lard has been added to the list of set-aside foods made available for purchase by contract schools, maritime academies and marine hospitals under the food cer-

tificate plan, the War Food Administration announced today. The action, contained in War Food Order 73-3 becomes effective March 23, 1945.

Through the certificate system, schools having contracts to feed personnel of the armed services, maritime academies and marine hospitals can purchase quota ex-

empt and set-aside foods which have been reserved to meet Government requirements.

The amendment also designates the United States Public Health Service Hospital in Ft. Worth, Tex., as a marine hospital, making it eligible to participate in the food certificate plan.



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p 3

WAR FOOD ADMINISTRATION

[WFO 73-4]

SCHEDULE A

PART 1598—GENERAL REGULATIONS

REVISION OF SCHEDULES

Pursuant to the authority vested in me by the provisions of War Food Order No. 75, as amended (9 F.R. 10036, 13741, 10 F.R. 103), Schedule A to that order is hereby revised to read as follows:

Set aside foods:		Applicable War food order
American cheese	-----	15
Beef	-----	75-2
Pork	-----	75-3
Dried skim milk	-----	54
Rice	-----	10
Butter	-----	2
Lard	-----	75-3
Veal	-----	75-4
Lamb	-----	75-5

This revision shall become effective at 12:01 a. m., e. w. t., April 30, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 75, 9 F.R. 10036, 13741, 10 F.R. 103)

Issued this 28th day of April 1945.

RALPH W. OLMSTEAD,
Director of Supply.

War Food Administration,
Summary to WFO-73-4.

The War Food Administration has added veal and lamb to the list of set-aside foods which contract schools, marine hospitals, and maritime academies are

authorized to buy under WFO 73. This action was taken through amendment to WFO 73 to bring it in line with recent changes in WFO 75, under which veal and lamb were put under set-aside regulations.

WFO 73 makes provision for the con-

tract schools, marine hospitals and maritime academies to purchase set-aside and restricted foods directly from persons required to set aside the food, or indirectly from jobbers, wholesalers or intermediate distributors.

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